

Philip Heller, PLC (CA Bar No. 113938)
Debi A. Ramos, Esq. (CA Bar No. 135373)
FAGELBAUM & HELLER LLP
2049 Century Park East, Suite 4250
Los Angeles, California 90067-3254
Telephone: (310) 286-7666
Facsimile: (310) 286-7086
Email: ph@philipheller.com

Attorneys for Plaintiffs, Primarius Capital LLC;
Primarius China Fund LP; Primarius Focus LP;
Primarius Partners LP and Primarius Offshore
Partners Ltd.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PRIMARIUS CAPITAL LLC;
PRIMARIUS CHINA FUND LP;
PRIMARIUS FOCUS LP; PRIMARIUS
PARTNERS LP and PRIMARIUS
OFFSHORE PARTNERS LTD.,

Plaintiffs,

vs.

JAYHAWK CAPITAL
MANAGEMENT, LLC; JAYHAWK
CHINA FUND (CAYMAN) LTD.;
JAYHAWK INVESTMENTS LP;
JAYHAWK INSTITUTIONAL
PARTNERS LP; KENT C.
MCCARTHY and DOES 1 through 100,
Inclusive,

Defendants.

Case No.: C 07-01804 (CW)

**NOTICE OF CASE MANAGEMENT
CONFERENCE**

Date: July 24, 2007
Time: 2:00 p.m.
Ct: 2

The Honorable Claudia Wilkin

Action Filed: March 30, 2007
Trial Date: None Set

TO THE PARTIES AND TO THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that the Court in the above-captioned action has scheduled a Case Management Conference to be held on July 24, 2007 at 2:00 p.m. in Courtroom 2, 4th Floor at the courthouse located at 1301 Clay Street, Oakland, California

1 94612. A true and correct copy of the Case Management Scheduling Order for
2 Reassigned Civil Case filed by the Court on June 13, 2007 is attached as Exhibit A.

3
4 Dated: June 14, 2007

FAGELBAUM & HELLER LLP

5
6 By: _____
7 Philip Heller, PLC
8 Attorneys for Plaintiffs,
9 Primarius Capital LLC; Primarius China
Fund LP; Primarius Focus LP;
10 Primarius Partners LP and Primarius
Offshore Partners Ltd.
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
3) ss
4 COUNTY OF LOS ANGELES)

5 I am employed in the County of Los Angeles, State of California. I am over the age of
6 18 and not a party to the within action; my business address is 2049 Century Park East, Suite
4250, Los Angeles, California 90067.

7 On June 15, 2007, I served the foregoing document described as **Notice of Case**
8 **Management Conference** by placing a copy thereof enclosed in sealed envelopes addressed as
follows:

9 Kent McCarthy
10 **Jayhawk Capital Management LLC**
5410 West 61st Place, Suite 100
11 Mission, Kansas 66205
TEL: (913) 642-2611
12 FAX: (913) 642-8661

13 ☒ BY U.S. MAIL - I deposited such envelope(s) in the mail at Los Angeles, California. The
14 envelope was mailed with postage thereon fully prepaid as follows: I am readily familiar with
15 this firm's practice of collection and processing correspondence for mailing. Under the practice
it would be deposited with the U.S. Postal Service on the same day with postage thereon fully
16 prepaid at Los Angeles, California in the ordinary cause of business. I am aware that on motion
of the party served, service is presumed invalid if postal cancellation date or postage meter date
is more than one day after date of deposit for mailing in affidavit.

17 ☐ BY FEDERAL EXPRESS - I deposited such envelope in the drop box at Los Angeles,
18 California. I am readily familiar with this firm's practice of collection and processing
correspondence for Federal Express. Under the practice it would be deposited in the Federal
19 Express drop-box for pickup on the same day at Los Angeles, California in the ordinary cause
of business.

20 ☐ BY FACSIMILE - I caused such a document to be sent via facsimile to the appropriate
21 facsimile number(s) for the addressee(s) above, at or about ____ p.m. from (310) 286-7086, and
received confirmation that the fax transmission was successfully completed.

22 ☐ BY PERSONAL SERVICE - I caused such an envelope to be hand delivered to the office
23 of the addressee.

24 ☒ [Federal] I declare that I am in the office of a member of the bar of this court at whose
direction the service was made.

25 Executed on June 15, 2007, at Los Angeles, California.

26
27 _____ /s/
28 Tracy Sorokin